

## **CONSENT AGENDA**

**OCTOBER 14, 2008**

### **A. APPROVAL OF MINUTES**

**1. SUBJECT: APPROVAL OF MINUTES DATED  
JULY 28, AUGUST 11 AND AUGUST 25, 2008**

ISSUE/PURPOSE: The above listed minutes are before the  
Board for approval. See TAB A.

### **B. APPROPRIATIONS AND TRANSFERS**

**1. SUBJECT: COMMONWEALTH'S ATTORNEY**

**A-FY-09-  
COMMONWEALTH'S ATTORNEY  
FORFEITED ASSET SHARING PROGRAM**

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2009 for the function and in the amount as follows:

220	Commonwealth's Attorney	\$1,678
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The source of the funds for the foregoing appropriation is as follows:

<u>Revenue Account</u>	
451205	Designated Fund Balance
	\$1,678

Said resolution appropriates monies received in the Forfeited Asset Sharing Program in previous years from the Department of Criminal Justice Services.

ISSUE/PURPOSE: Appropriate monies received in previous years from the Department of Criminal Justice Services.

JUSTIFICATION: This resolution appropriates money seized in previous years from cases investigated by the Montgomery County Drug Task Force and prosecuted by the Commonwealth Attorney's office as a participant of the

Department of Criminal Justice Services' Forfeited Asset Sharing program. These funds must be used for law enforcement purposes only and may not be used to supplant existing funding.

**2. SUBJECT: SHERIFF – FORFEITED ASSET SHARING**

**A-FY-09-  
SHERIFF  
FORFEITED ASSET SHARING**

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2009, for the function and in the amount as follows:

321 Sheriff \$1,013

The source of the funds for the foregoing appropriation is as follows:

Revenue Account

451205 Designated Fund Balance \$1,013

Said resolution appropriates the unexpended portion of Asset Forfeiture funds received as part of this program in prior years.

**ISSUE/PURPOSE:** On July 28, 2008, the Board appropriated funds for the asset sharing program. However, additional funds should have been included in the appropriation. This resolution appropriates the balance of those funds. The funds represent assets seized from cases investigated by the Montgomery County Sheriff's Office as a participant of the Department of Criminal Justice Services' Forfeited Asset Sharing program. These funds must be used for law enforcement purposes only and may not be used to supplant existing funding. Therefore, unexpended year funds must be carried over until used for law enforcement purposes.

**3. SUBJECT: SHERIFF – JAIL BLOCK GRANT**

**A-FY-09-  
SHERIFF  
JAIL BLOCK GRANT  
CARRYOVER FROM FY 08 TO FY09**

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2009 for the function and in the amount as follows:

310	Sheriff - Comp Board	\$54,959
400	General Services	<u>6,973</u>
	Total	\$61,932

The source of the funds for the foregoing appropriation is as follows:

Revenue Account

451205 Designated Fund Balance-Jail Block Grant	\$61,932
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Said resolution appropriates monies from the state Jail Block Grant from FY 08.

ISSUE/PURPOSE: Appropriate monies from the Jail Block Grant from the previous year.

JUSTIFICATION: Per Compensation Board requirements, jail block grant funds must be used for jail related purposes only. This resolution appropriates the June 30, 2008 balance of jail block funds. Funds must be carried over from year to year and used for jail purposes or returned to the state. County staff met with Sheriff's Department staff to discuss the use of these funds. The Sheriff plans to use these funds as follows:

Outsourcing Inmates	\$50,000
Jail HVAC upgrade	\$ 6,973
Other jail operating supplies	<u>\$ 4,959</u>
Total	\$61,932

**4. SUBJECT: SHERIFF – CARRYOVER FUNDING FOR  
NEW SHOOTING RANGE**

**A-FY-09-  
SHERIFF  
CARRYOVER FUNDING  
FOR NEW SHOOTING RANGE**

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2009 for the function and in the amount as follows:

320	Sheriff County	\$34,631
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The sources of the funds for the foregoing appropriation are as follows:

<u>Revenue Account</u>		
451205	Designated Fund Balance	\$22,254
419108	Recovered Costs	<u>\$12,377</u>
	Total	\$34,631

Said resolution appropriates funds received from other participants for the new range site on Den Hill Road in FY 08 and the first quarter of FY 09.

ISSUE/PURPOSE:	Montgomery County, the Towns of Blacksburg and Christiansburg, and the New River Criminal Justice Academy are participating in construction of a new range site on Den Hill Road. Montgomery County serves as fiscal agent for this project. This resolution appropriates the remaining balance of funds received in prior years and the amount due for the first quarter of 2009.
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**5. SUBJECT: FAIRVIEW DISTRICT HOME**

**A-FY-09-  
FAIRVIEW DISTRICT HOME  
COUNTY'S SHARE OF  
CAPITAL COSTS**

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2009, for the function and in the amount as follows:

910 Fairview District Home \$16,218

The source of the funds for the foregoing appropriation is as follows:

451205 Capital Reserve Fund Balance \$16,218

Said resolution appropriates a portion of the Capital Reserve to cover the County's share of Fairview Home capital costs for air conditioning units, furnace units and a freezer door necessary for compliance with licensing standards.

ISSUE/PURPOSE: This resolution appropriates the County's share of capital costs for the Fairview District Home as follows:

<u>Item</u>	<u>Cost</u>	<u>Montgomery Share</u>	<u>Montgomery Cost</u>
Air Conditioning Units (4)	28,000	30.40%	8,512
Furnace Units (6)	12,000	30.40%	3,648
Freezer Door	5,500	30.40%	1,672
	Total		13,832
	Prior Due for AC Unit		2,386
	<b>Grand Total</b>		<b>16,218</b>

Based on percentage of ownership, jurisdictions share the capital cost for the facility. Several items, critical to licensure compliance, need to be replaced. This resolution appropriates funds from the Capital Reserve for the County's share of these expenses.

**6. SUBJECT: VICTIM WITNESS GRANT**

**A-FY-09-  
VICTIM WITNESS GRANT**

BE IT RESOLVED, By the Montgomery County Board of Supervisors that the General Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2009 for the function and in the amount as follows:

551 Victim Witness Grant \$139,057

The sources of the funds for the foregoing appropriation are as follows:

Revenue Account

25511-424401	Victim Witness Grant	\$120,776
02200-416103	Fees	<u>\$18,281</u>
	Total	\$139,057

Said resolution appropriates the Victim Witness Grant funds for FY 09.

ISSUE/ PURPOSE: This resolution appropriates the Victim Witness Grant, which is administered by the Commonwealth's Attorney Office. The grant was cut by 10% or \$13,419 for FY 09. Additionally, personnel costs have increased. The Board of Supervisors approved the use of fee revenue collected by the Commonwealth's Attorney's Office to cover the costs associated with this program. Previously, the grant funds of \$134,195 were sufficient to fund the program.

**7. SUBJECT: PLANNING AND GIS – CONSERVATION  
EASEMENT FUNDING**

**A-FY-09-  
PLANNING AND GIS  
CONSERVATION EASEMENT FUNDING**

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2009 for the function and in the amount as follows:

800	Planning and GIS	\$108,558
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The source of the funds for the foregoing appropriation is as follows:

Revenue Account

451205	Designated Fund Balances	\$108,558
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Said resolution appropriates monies accrued from roll-back taxes.

ISSUE/PURPOSE: Appropriate monies collected from roll-back taxes.

JUSTIFICATION: On September 24, 2004, the Board of Supervisors approved earmarking rollback taxes in excess of the annual budget estimate to assist with conservation easement funding. This resolution appropriates the funds accrued to date.

**8. SUBJECT: APPROPRIATION OF FUNDRAISING  
AND DONATIONS**

**A-FY-09-  
CARRYOVER OF  
FUNDRAISING AND DONATIONS FUNDS**

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2009, for the function and in the amount as follows:

520	RSVP	\$3,969
700	Parks and Recreation	\$9,349
710	Library	\$29,293
720	Floyd Library	<u>\$35,396</u>
	Total	\$78,007

The source of funds for the foregoing appropriation is as follows:

Revenue:

02-451205	Designated Fund Balance	\$78,007
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Said resolution appropriates the balance of funds received as donations in previous years.

ISSUE/PURPOSE: Reappropriation of funds received from donations and fund raising activities in previous years for use in the specified areas.

**9. SUBJECT:**

**DOG AND CAT STERILIZATION**

**A-FY-09-  
DOG AND CAT STERILIZATION**

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2009, for the function and in the amount as follows:

400	Dog and Cat Sterilization	\$ 2,517
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The sources of the funds for the foregoing appropriation are as follows:

Revenue Account

413101	Dog and Cat Sterilization	\$ 337
451205	Designated Fund Balance	<u>\$2,180</u>
	Total	\$2,517

Said resolution appropriates monies received as part of the Dog and Cat Sterilization Program from the Division of Motor Vehicle for Animal Friendly license plates.

**ISSUE/PURPOSE:** Said resolution appropriates monies received as part of the Dog and Cat Sterilization Program. \$2,180 was received in FY 08. \$337 was received to date in FY 09.

**JUSTIFICATION:** On September 28, 1998, the Board of Supervisor's authorized the County's participation in the Dog and Cat Sterilization program. This program remits a portion of revenue received by the Division of Motor Vehicles for Animal Friendly license plates to localities. These funds must be used for dog and cat sterilization purposes. Because the County does not have a sterilization program, the County and the Humane Society of Montgomery County entered into an agreement whereby the County will remit these funds to the Humane Society to be used for dog and cat sterilization.



**10. SUBJECT:**

**TECHNOLOGY RESERVE FUND  
CARRYOVER FROM FY 08**

**R-FY-09-  
TECHNOLOGY RESERVE FUND  
CARRYOVER FUNDS FROM FY08**

WHEREAS, The Board of Supervisors approved establishment of a Technology Reserve Fund in the amount of \$300,000 on October 11, 2005; and

WHEREAS, Over \$86,000 remained at the end of Fiscal Year 2006 due to vacancy savings in Information Management Services; and

WEREAS, The Technology Reserve Fund was increased in FY 07 to \$386,000; and

WHEREAS, The balance of the Technology Reserve Fund at the end of FY 2008 was \$21,513; and

WHEREAS, \$117,021 remained at the end of Fiscal Year 2008 in the Information Management Services budget due to vacancy savings; and

WHEREAS, For the upcoming year technology projects will be approved by the Executive Management Team for Technology (EMTT).

NOW THEREFORE BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the Technology Reserve Fund is increased to \$138,534, which includes the \$21,513 balance and the departmental savings of \$117,021, to cover the future costs of technology projects.

ISSUE/PURPOSE: To reserve monies for technology projects.

JUSTIFICATION: Funds remaining at the end of the fiscal year from the Information Management department budget have been previously reserved for technology projects approved and prioritized by the Executive Management Team for Technology (EMTT). This resolution reserves these monies for FY 09. Monies used from this reserve must be appropriated by the Board of Supervisors for specific projects.

C. **APPOINTMENTS**

1. **SUBJECT: JUVENILE DETENTION COMMISSION**

**R-FY-09-  
JUVENILE DETENTION COMMISSION  
APPOINTMENT**

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby reappoints **L. Carol Edmonds, Assistant County Administrator**, to the **Juvenile Detention Commission** effective October 15, 2008 and expiring October 14, 2012.

BE IT FURTHER RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that employees appointed to boards/commissions/authorities as a representative for Montgomery County, such appointment is contingent upon their continued employment with the County and that such termination or resignation from employment would also constitute a voluntary resignation from such board/commission/authority.

2. **SUBJECT: TOWING ADVISORY BOARD  
SHERIFF'S OFFICE REPRESENTATIVES**

**R-FY-09-  
TOWING ADVISORY BOARD  
SHERIFF'S OFFICE REPRESENTATIVES  
APPOINTMENT**

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby reappoints **Lt. Bradley St. Clair** as the Sheriff's Office representative and **Corporal Mark E. Hollandsworth** as his alternate to the Towing Advisory Board effective October 15, 2008 and expiring October 14, 2012.

BE IT FURTHER RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the appointment of Montgomery County Sheriff's Office representatives and their alternates are contingent upon their continued employment and association with the Montgomery County Sheriff's Office and that termination or resignation from such employment would constitute a voluntary resignation from the Towing Advisory Board.

**R-FY-09-  
TOWING ADVISORY BOARD  
STATE POLICE REPRESENTATIVES  
APPOINTMENT**

BE IT FURTHER RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the appointment of the State Police representative and their alternate are contingent upon their continued employment with the State Police and that termination or resignation from such employment would constitute a voluntary resignation from the Towing Advisory Board.

**R-FY-09-  
FINAL PLAT  
COLD MOUNTAIN SUBDIVISION EXPANSION  
HOWARD WAKELY AND ROBERT SEAN PHILLIPS**

FURTHER, The Chairman is hereby authorized to sign said plat for recordation.

ISSUE/PURPOSE:

Approval and authorization for the Chairman to sign Final Plat on behalf of the county.

JUSTIFICATION:

Howard Wakely and Robert Sean Phillips Subdivision consists of five (5) new lots and one (1) revised lot located off Rock Road (SR 688). All lots are served by individual wells and septic systems. It is a major subdivision and was approved by the Planning Commission on August 13, 2008. See TAB **B** for Final Plat.